

DECLARATORY  
~~Improvement~~ Improvement Res. No. 1088

For the Vacation of the six (6) foot sidewalk  
easement between Lots 201 & 202 and Lots 141 & 142, all  
in Cambridge Hills Addition, from the west  
property line of North Highlands Boulevard to the  
east property line of Princeton Avenue.

Resolution Adopted:

Sept. 13, 1962

Confirmed:

WAIVERS SIGNED

Bids Received:

Contract Awarded:

Contract and Bond:

Contractor:

Reported Completed:

Assessment Roll Confirmed:

Sept. 20, 1962

B.O. 102-'62

DECLARATORY RESOLUTION NO. 1088-1962

For the Vacation of the six (6) foot sidewalk easement between Lots 201 & 202 and Lots 141 & 142, all in Cambridge Hills Addition, from the west property line of North Highlands Boulevard to the east property line of Princeton Avenue.

PLANS ORDERED:

May 28, 1962

ADOPTED:

Sept. 13, 1962

ADVERTISE NOTICE TO PROPERTY OWNERS:

WAIVER was signed  
by all property owners.

HEARING ON CONFIRMATION:

CONFIRMED:

ASSESSMENT ROLL ORDERED:

Sept. 13, 1962

ASSESSMENT ROLL APPROVED:

HEARING ON CONFIRMATION  
OF ASSESSMENT ROLL:

WAIVER

NOTICE SERVED:

ASSESSMENT ROLL CONFIRMED:

Sept. 20, 1962

For the Vacation ~~Opening~~ ~~Condemnation of right of way for utility purposes~~ of the six (6) foot sidewalk easement between Lots 201 & 202 and Lots 141 & 142, all in Cambridge Hills Addition, from the west property line of North Highlands Boulevard to the east property line of Princeton Avenue.

Resolved by the Board of Public Works of the City of Fort Wayne, Indiana, that it is desired and deemed necessary to vacate the six (6) foot sidewalk easement between Lots 201 & 202 and Lots 141 & 142, all in Cambridge Hills Addition, from the west property line of North Highlands Boulevard to the east property line of Princeton Avenue.

All as shown by a plan of such proposed Vacation ~~Opening~~ ~~Condemnation of right of way for utility purposes~~ as above described, now on file in the Office of the Department of Public Works of the City of Fort Wayne, Indiana

The cost of said Vacation ~~Opening~~ ~~Condemnation of right of way for utility purposes~~ shall be assessed against the property beneficially affected thereby.

The property which may be injuriously or beneficially affected by such Vacation ~~Opening~~ ~~Condemnation of right of way for utility purposes~~ is described as follows: Lots 141, 142, 201 and 202, all in Cambridge Hills Addition. Said addition inclusive to the City of Fort Wayne, Indiana.

All according to the method and manner provided for in an act of the General Assembly of the State of Indiana, entitled "An Act Concerning Municipal Corporations", as approved March 6, 1905 and the provisions of all acts amendatory thereto and supplemental thereof, including the right to bond assessments as in said law ordered.

Assessments if deferred are to be paid in ten equal installments with interest at the rate of five (5)% per annum. Under no circumstances shall the City of Fort Wayne, Indiana be or be held responsible for any sum or sums due from the said property owner or owners, or for the payment of any bond or bonds, except for such moneys as shall have been actually received by the City from the assessments for such property damages as said City is by said above entitled act required to pay. All proceedings had in the making of said improvement, assessment of property, collection of assessments and issuance of bonds therefor, shall be as provided for in said above entitled act and all amendments thereto and supplements thereof.

~~The vacation of the above described \_\_\_\_\_ shall be subject to an easement for the use of the City of Fort Wayne, Indiana, and other public utilities for the construction and maintenance of sewers, water mains, gas mains, electric pole lines and conduits, telephone and telegraph pole lines and conduits.~~

All Streets, lots and lands affected by the above described vacation are situated in the Northwest quarter of Section Thirty-Four, Township 31 North, Range 12 East and lie wholly within the corporate limits of the City of Fort Wayne, Indiana.

ADOPTED THIS 13 DAY OF Sept, 1962.

Attest:

Secretary Board of Public Works.

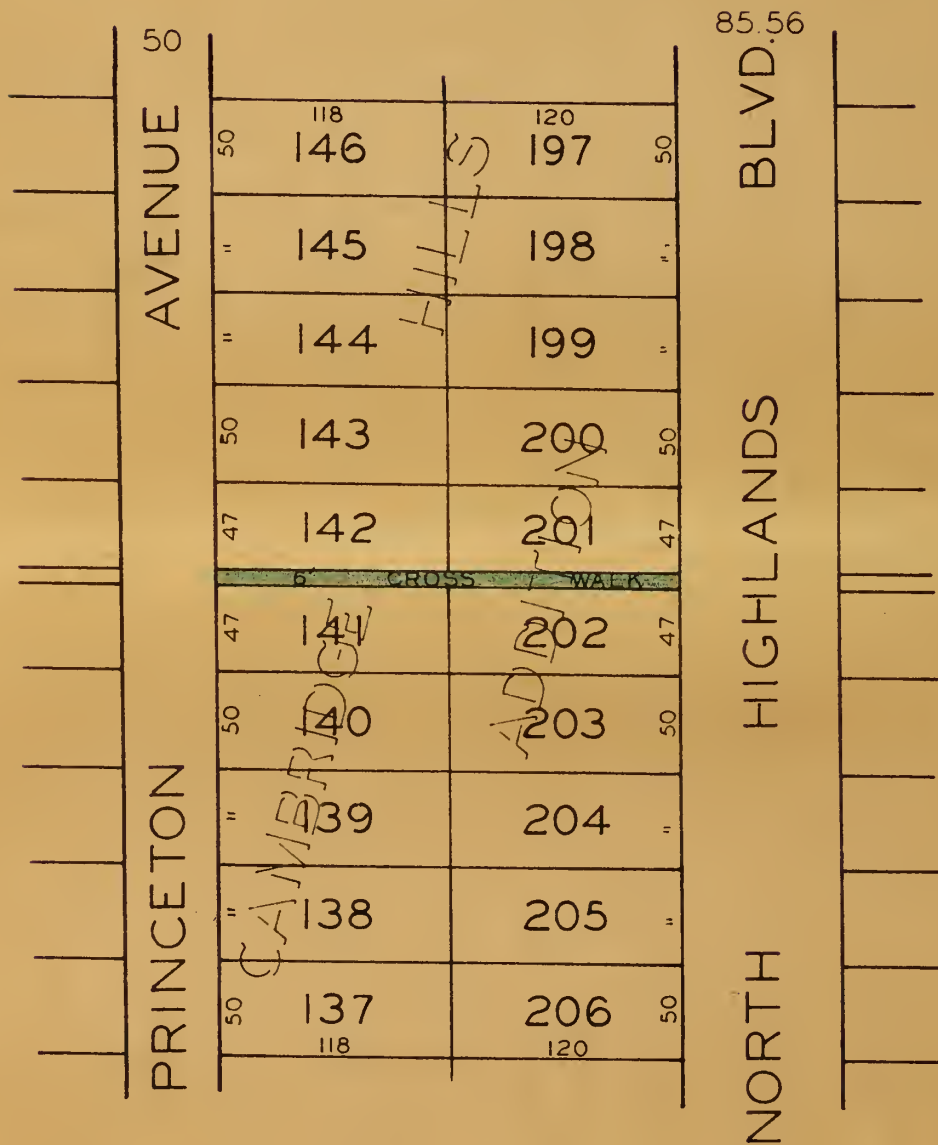
Bluma  
Board of Public Works.





SIDEWALK EASEMENT TO BE VACATED

1088



# P E T I T I O N

MAY 25 1962

Fort Wayne, Ind.,

**To the Board of Public Works of the City of Fort Wayne:**

Gentlemen:

122

NOTED

☒ P.F.R.

☒ med. owners of

☒ B.V.V.

The undersigned, owners of real

estate on

Date 5/28/62

respectfully petition for the passage of a resolution providing for the Vacation of the 6' sidewalk easement between Lots 201 and 202 and 141 and 142, all in Cambridge Hills Addition from the west property line of North Highlands Boulevard to the east property line of Princeton Avenue.

NAME

ADDRESS

Walter R. Vought

1419 Oneida St.

PETITIONER

Mildred C. Vought

??                      ??                      ??

by: Robert L. Lines, their Attorney

WAIVER

We, the undersigned, who are all of the persons owning property which may be injuriously or beneficially affected by the proposed vacation of a sidewalk easement described as follows, to wit:

The vacation of the 6' sidewalk easement between Lots 201 and 202 and 141 and 142, all in Cambridge Hills Addition from the west property line of North Highlands Boulevard to the east property line of Princeton Avenue,

which proposed vacation is set out in a resolution of the Board of Public Works of the City of Fort Wayne, Indiana, No. , do hereby waive any and all rights we may have to receive notice of such resolution either by publication or otherwise, do waive our right to a hearing on said resolution and do waive our rights to file or present in any way any remonstrance against the action taken by said Board of Public Works under said resolution; and we do all and each of us hereby agree that said Board of Public Works may take such final action as it may deem appropriate on said resolution, either confirming, modifying or rescinding said resolution and we further agree that such action so taken shall be final and conclusive on us and each of us.

Dated this 31<sup>st</sup> day of August, 1962.

Richard E. Meyer  
Richard E. Meyer

Lot No. 201  
Cambridge Hills Addition

Elizabeth J. Meyer  
Elizabeth J. Meyer

Bernard J. Frankenstein  
Bernard J. Frankenstein

Lot No. 142  
Cambridge Hills Addition

Marian L. Frankenstein  
Marian L. Frankenstein

Douglas K. Huntress  
Douglas K. Huntress

Lot No. 141  
Cambridge Hills Addition

Walter R. Vought  
Walter R. Vought

Lot No. 202 and N.14' of Lot No. 203  
Cambridge Hills Addition

Mildred C. Vought  
Mildred C. Vought

This instrument prepared by Don Bodeker - Engineering Department of the City of Fort Wayne, Indiana



NPB  
2/25/74

OFFICE OF  
BOARD OF PUBLIC WORKS



FORT WAYNE 2, INDIANA

44-168-13

B.O. 102-'62

Date May 28, 1962

To City Engineer

Subject VACATION - Cambridge Hills Addition

Received a petition for the Vacation of the 6' sidewalk easement between Lots 201 and 202 and 141 and 142, all in Cambridge Hills Addition from the west property line of North Highlands Boulevard to the east property line of Princeton Avenue.

Prepare an Opinion, after conferring with all Governmental Agencies and Utilities.

Paul F. Roembke  
H. N. Clauss  
Berkeley Ward  
BOARD OF PUBLIC WORKS

ic  
attach copy of petition  
cc: Mayor Burns

NOTED

☐ P.F.R.  
☐ C.L.S.  
☐ B.W.

Date \_\_\_\_\_

Signed \_\_\_\_\_

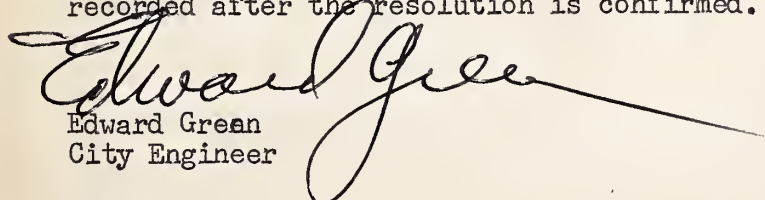
Reply: **1088**

September 13, 1962

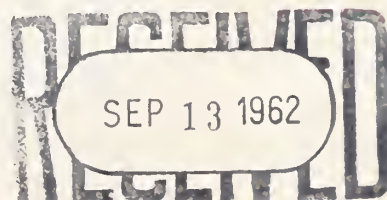
Declaratory Resolution, drawing and property ownership list completed and attached.

Since this sidewalk easement is not used physically and others in the area have previously been vacated, we did not consider it necessary to notify owners who do not abut the easement.

It will therefore not be necessary to hold a public hearing as we have obtained a signed waiver which is attached. We are also holding a signed easement grant for City Utilities Electrical Engineering Dept., which will be recorded after the resolution is confirmed.

  
Edward Grean  
City Engineer

DEB:is  
attach.



Signed \_\_\_\_\_

SENDER: REMOVE & KEEP 3RD COPY - RECEIVER: ANSWER & KEEP 2ND COPY - RETURN 1ST COPY

8/1/62

Bob Hines called about vacation of sidewalk easement in Cambridge Hills. Don Bodeker is on vacation today but Jerry said they hadn't taken care of it because of lack of time. Said he'd pull it out and get to work on it. Hines says his client wants to build a house and is anxious to get started. We asked for an opinion 5/28/62.

*sent to Mr. Lee 8/7*



OFFICE OF  
BOARD OF PUBLIC WORKS



FORT WAYNE 2, INDIANA

B.O. 102-'62

Date Sept. 13, 1962 <sup>44-352-12</sup>

To City Engineer

Subject Dec. Res. No. 1088-1962 sidewalk easement Cambridge Hills Add.

Prepare Assessment Roll of Benefits \$1.00 and Damages \$1.00.

Paul F. Roembke  
C. L. Sidle  
Berkeley Ward  
BOARD OF PUBLIC WORKS

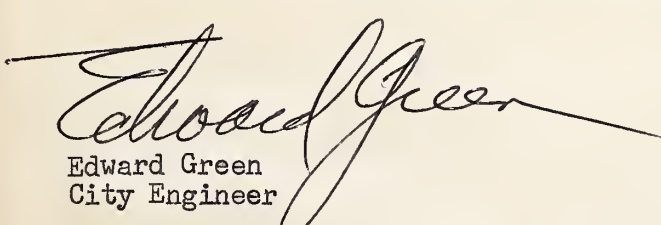
ic  
attach Res. & P. O. List  
cc: Mayor Burns

Signed \_\_\_\_\_

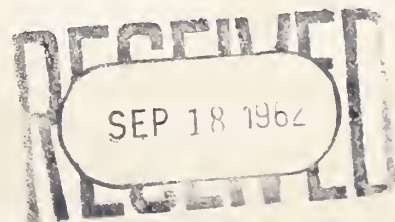
Reply:

September 17, 1962

Assessment Roll of Benefits and Damages completed and attached.

  
Edward Green  
City Engineer

DEB:is  
attach.



Signed \_\_\_\_\_

SENDER: REMOVE & KEEP 3RD COPY - RECEIVER: ANSWER & KEEP 2ND COPY - RETURN 1ST COPY

ENGINEERING  
DEPT. OF STREETS

DATE October 12, 1962

3  
9/10-16  
NOTED

TO: Board of Public Works

☒ P.F.R.

SUBJECT: Board Order No. 102-1962

☒ C.L.S.

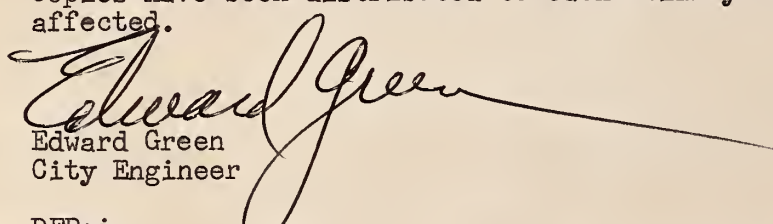
☒ B.W.

Date File

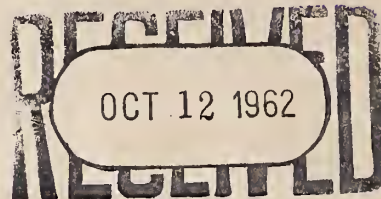
A copy of the easement grant for Declaratory Resolution No. 1088-1962 which provides for the vacation of the six (6) foot sidewalk easement between Lots 201 and 202 and Lots 141 and 142, all in Cambridge Hills Addition, from the west property line of North Highlands Boulevard to the east property line of Princeton Avenue, is attached.

This grant has been signed by all property owners involved and recorded in the office of the Allen County Recorder. It should be filed with the resolution as a permanent record.

Copies have been distributed to each Utility Company with facilities affected.

  
Edward Green  
City Engineer

DEB:is  
Attach.  
cc: Mayor Burns



MAIL TO CITY LIGHT ENG

13804

Book 609 Page 160-61

EASEMENT

The undersigned, being the owners of the property described in this Easement do hereby give and grant to the City of Fort Wayne, Indiana and the City Utilities of Fort Wayne, Indiana an Easement over the following described Real Estate in Fort Wayne, Allen County, Indiana described as follows, to-wit:

The 6 foot vacated sidewalk easement between Lots 201 and 202 and Lots 141 and 142 in Cambridge Hills Addition from the west property line of North Highlands Boulevard to the east property line of Princeton Avenue,

which said Easement shall be for the sole and only purpose of stringing electric wires for the transmission of electricity for the City Utilities which said wires shall be above ground with the further right to place poles as necessary to support said electric transmission lines, which said easement shall run with the land.

IN WITNESS WHEREOF, the undersigned have hereunto set their hands this 31<sup>st</sup> day of August, 1962.

Richard E. Meyer

Richard E. Meyer

Walter R. Vought

Walter R. Vought

Elizabeth J. Meyer

Elizabeth J. Meyer

Mildred C. Vought

Mildred C. Vought

Bernard J. Frankenstein

Bernard J. Frankenstein

Douglas K. Huntress

Douglas K. Huntress

Marian L. Frankenstein

Marian L. Frankenstein

DULY ENTERED FOR TAXATION

SEP 18 1962

Robert L. Shambaugh  
Auditor of Allen County

1962 SEP 18 AM 9 31

Richard H. Huntress  
ALLEN COUNTY REC'D



STATE OF INDIANA }  
COUNTY OF ALLEN } SS:

Before me the undersigned, a Notary Public in and for said County and State this 31<sup>st</sup> day of August, 1962 personally appeared the above named Richard E. Meyer and Elizabeth J. Meyer, husband and wife; Bernard J. Frankenstein and Marian L. Frankenstein, husband and wife; Walter R. Vought and Mildred C. Vought, husband and wife; and Douglas K. Huntress

who acknowledged the execution of the foregoing easement as their voluntary act and deed.



Robert L. Hines

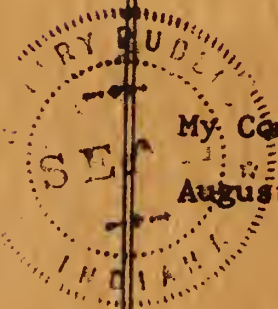
Notary Public

My Commission Expires:

August 22, 1965

PREPARED BY





**Improvement Resolution No. 1088-1962** For The Vacation Of The Six (6) Foot Sidewalk Easement Between

LOTS 201 & 202 AND LOTS 141 & 142, ALL IN CAMBRIDGE HILLS ADDITION, FROM THE WEST PROPERTY LINE OF NORTH  
 HIGHLANDS BOULEVARD TO THE EAST PROPERTY LINE OF PRINCETON AVENUE

	OWNER'S NAME	ADDRESS	R. P. O.	NUMBER OF			DESCRIPTION
				LOT	BLOCK	O. L.	
* 1	HUNTRESS, DOUGLAS K.			141			CAMBRIDGE HILLS ADD.
2	FRANKENSTEIN, BERNARD J.	325 E. Berry St.		142			"
3	MEYER, RICHARD E. & ELIZABETH J.	2515 N. Highlands Blvd.		201			"
4	VOUGHT, WALTER R. & MILDRED C.	1415 Oneida		202			"
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1088